

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION EXAMINING OPERATIONS

Applicant: Ron A. Peters et al. Group Art Unit: 2829
Serial No: 10/615,724 Examiner: Jimmy Nguyen
Filed : July 8, 2003
Title : PROBE STATION HAVING MULTIPLE ENCLOSURES

TERMINAL DISCLAIMER

1600 ODS Tower
601 S.W. Second Avenue
Portland, Oregon 97204-3157
August 5, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, Jacob E. Vilhauer, Jr., represent that I am an attorney of record for this invention and that I am empowered to act on behalf of Cascade Microtech, Inc. which is the owner of the entire interest in the above-identified continuation application. The terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of any one of U.S. Patent Nos. 6,639,415 6,489,789, 6,362,636, 6,002,263, and 6,288,557, (hereafter referred to collectively as "said patents"), is hereby disclaimed. It is agreed that any patent so granted on the instant application shall be enforceable only for and during such period that it and said patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

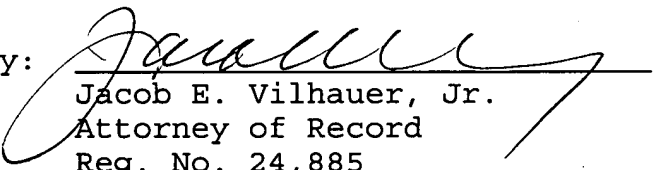
In making the above disclaimer, the undersigned disclaimant does not disclaim the terminal part of any patent granted on the instant application prior to the expiration date of the full statutory term of any of said patents in the event that any of said patents later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 U.S.C. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term except for lack of common ownership between it and the instant application as stated above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

Enclosed herewith is the terminal disclaimer fee for a large entity in the amount of \$110.

Executed this 5th day of August, 2004.

By:


Jacob E. Vilhauer, Jr.
Attorney of Record
Reg. No. 24,885

FEE TRANSMITTAL^{P E} for FY 2004

Patent fees are subject to annual revision.

AUG 0 9 2004

PATENT & TRADEMARK OFFICE

Complete If Known

Application Number 10/615,724
Filing Date July 8, 2003
First Named Inventor Ron A. Peters
Examiner Name Jimmy Nguyen
Art Unit 2829
Attorney Docket No. JEV/KAR:1016.2018

☐ Applicant claims small entity status. See 37CFR 1.27

TOTAL AMOUNT OF PAYMENT \$110

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account

Deposit Account Number 03-1550

Deposit Account Name Chernoff Vilhauer McClung & Stenzel

The Commissioner is authorized to:(check all that apply)

☐ Charge fees indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge any fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity | Fee Description | Fee Paid |
|--------------|--------------|------------------------|----------|
| Code (\$) | Code (\$) | | |
| 1001 770 | 2001 385 | Utility filing fee | |
| 1002 340 | 2002 170 | Design filing fee | |
| 1003 530 | 2003 265 | Plant filing fee | |
| 1004 770 | 2004 385 | Reissue filing fee | |
| 1005 160 | 2005 80 | Provisional filing fee | |
| SUBTOTAL (1) | | | \$ |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| | -20 = | 0 x 18/9 = | 0 |
| Indep. Claims | -3** = | 0 x 86/43 = | 0 |
| Multiple Dependent | | | 0 |

| Large Entity | Small Entity | Fee Description | Fee Paid |
|---------------|---------------|--|----------|
| Fee Code (\$) | Fee Code (\$) | | |
| 1202 18 | 2202 9 | Claims in excess of 20 | |
| 1201 86 | 2201 43 | Independent claims in excess of 3 | |
| 1203 290 | 2203 145 | Multiple dependent claim, if not paid | |
| 1204 86 | 2204 43 | **Reissue independent claims over original patent | |
| 1205 18 | 2205 9 | *Reissue claims in excess of 20 and over original patent | |
| SUBTOTAL (2) | | | \$ |

**or number of previously paid, if greater. For reissues, see above.

FEE CALCULATION (continued)

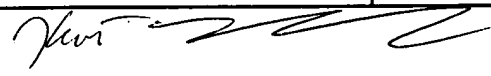
3. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Description | Fee Paid |
|---|---------------|--|----------|
| Fee Code (\$) | Fee Code (\$) | | |
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | |
| 1052 50 | 2052 25 | Surcharge-late provisional filing fee or cover sheet | |
| 1053 130 | 1053 130 | Non-English specification | |
| 1812 2,520 | 1812 2,520 | For filing a request for ex-parte reexamination | |
| 1804 920* | 1804 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 1840* | 1805 1840* | Requesting publication of SIR after Examiner action | |
| 1251 110 | 2251 55 | Extension for reply within first month | |
| 1252 420 | 2252 210 | Extension for reply within second month | |
| 1253 950 | 2253 475 | Extension for reply within third month | |
| 1254 1,480 | 2254 740 | Extension for reply within fourth month | |
| 1255 2,010 | 2255 1,005 | Extension for reply within fifth month | |
| 1401 330 | 2401 165 | Notice of Appeal | |
| 1402 330 | 2402 165 | Filing a brief in support of an appeal | |
| 1403 290 | 2403 145 | Request for oral hearing | |
| 1451 1,510 | 1451 1,510 | Petition to institute a public use proceeding | |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | |
| 1453 1,330 | 2453 665 | Petition to revive - unintentional | |
| 1501 1,330 | 2501 665 | Utility issue fee (or reissue) | |
| 1502 480 | 2502 240 | Design issue fee | |
| 1503 640 | 2503 320 | Plant issue fee | |
| 1460 130 | 1460 130 | Petitions to the Commissioner | |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt. | |
| 8021 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 770 | 2809 385 | Filing a submission after final rejection (37 C.F.R. 1.129(a)) | |
| 1810 770 | 2810 385 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 770 | 2801 385 | Request for Continued Examination (RCE) | |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | |
| Other fee (specify) Terminal Disclaimer | | | 110 |
| SUBTOTAL (3) | | | \$110 |

* Reduced by Basic Filing Fee Paid

SUBMITTED BY

Complete (if applicable)

Name (print type) Kurt A. Rohlfis Registration No. 54,405 Telephone (503) 227-5631
Signature  Date August 5, 2004